

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

AXG ROOFING, LLC,

Plaintiff,

v.

RB GLOBAL, INC., et al.,

Defendants.

Case No. 1:25-cv-03487

Hon. Sara L. Ellis

**PARTIES' JOINT AND UNOPPOSED REQUEST FOR ORDER EXTENDING TIME
FOR DEFENDANTS TO ANSWER OR OTHERWISE RESPOND TO COMPLAINT**

1. Plaintiff AXG Roofing, LLC (“Plaintiff”) and Defendants RB Global, Inc., Rouse Services, LLC, United Rentals, Inc., Sunbelt Rentals, Inc., HERC Rentals Inc., HERC Holdings Inc., H&E Equipment Services, Inc. and Sunstate Equipment Co., LLC (collectively, “Defendants”) (Plaintiff and Defendants together, “the Parties”) hereby respectfully request that this Court enter an Order extending Defendants’ deadline to answer or otherwise respond to Plaintiff’s Class Action Complaint (the “Complaint”) to June 9, 2025. This is the first request for an extension of time for this action.

In support of this Motion, the Parties state:

1. Plaintiff filed the Complaint on April 1, 2025.

2. The current deadline to answer or otherwise respond to the Complaint for each Defendant is as follows:

- RB Global, Inc.: June 9, 2025
- Rouse Services, LLC: April 28, 2025
- United Rentals, Inc.: April 29, 2025
- Sunbelt Rentals, Inc.: June 9, 2025

- HERC Holdings Inc.: April 29, 2025
- HERC Rentals, Inc.: April 29, 2025
- H&E Equipment Services, Inc.: April 29, 2025
- Sunstate Equipment Co., LLC: April 29, 2025

3. The Parties have agreed that it would be more efficient to proceed with a single consolidated deadline for all Defendants to answer or otherwise respond to the Complaint.

4. The Parties have agreed that the deadline for all Defendants to answer or otherwise respond to the Complaint is extended to June 9, 2025.

5. No party objects to the requested extension.

6. This extension is without prejudice to and in anticipation of a later stipulation adjusting the schedule further and addressing additional process issues.

7. Specifically, two related actions have been filed in this District: (a) *Immediate Appliance Service, Inc. v. RB Global, Inc., et al.*, Case No. 1:25-cv-04139, filed on April 16, 2025; and (b) *Kris Swanson Construction LLC v. RB Global, Inc., et al.*, Case No. 1:25-cv-04236, filed on April 17, 2025. The Parties expect there to be further coordination needed with these cases and any other related actions, including the filing of a consolidated complaint and a common deadline for all defendants to answer or otherwise respond to that complaint.

8. This extension should not be construed as a waiver of Defendants' challenges to this Court's jurisdiction, Defendants' rights to compel arbitration, or any other of Defendants' procedural or substantive rights.

The Parties respectfully request that the Court enter an order granting the extension for Defendants to answer or otherwise respond to the Complaint, as set forth above.

Dated: April 22, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 22, 2025, a copy of the foregoing document was electronically filed through the ECF system and will be sent electronically to all persons identified on the Notice of Electronic Filing.

/s/ Michael W. Scarborough

Michael W. Scarborough